



DECLARATION UNDER CFR 1.131

(1) We, the undersigned declarants, residing respectively at 14430 Bridgestone Road, Ft. Wayne, Indiana 46814, U.S.A., 725 Main Street, Auburn, Indiana 46706, U.S.A., 1610 Wane Street, Ft. Wayne, Indiana 46808, U.S.A., and 3018 Walnut Run, Ft. Wayne, Indiana 46814, U.S.A., are the named co-inventors of the claimed subject matter of U.S. Application No. 10/670,854, filed September 24, 2003.

(2) This application was assigned by us to Master Spas, Inc. of Ft. Wayne, Indiana, by virtue of an Assignment recorded in the U.S. Patent and Trademark Office on November 1, 2002.

(3) The claimed subject matter of the application was jointly conceived by us (referred to hereinafter as the "theater spa system") prior to June 5, 2000, at which time a prototype of a spa demonstrating the invention was completed. The prototype had three compartments movably mounted in a surface surrounding the upper edge of the tub. The compartments were configured substantially as shown and described in the above-identified patent application. Speakers and a television set were mounted in the compartments. The compartments were capable of being moved vertically between a raised position wherein the screen of the television set could be viewed and the speakers were functional, and a lowered one wherein they were recessed within the surface surrounding the tub. The television and the speakers were not electronically wired, and the operating system for

raising and lowering the compartments was not installed, but the prototype construction was otherwise as described in the application and demonstrated the utility and operability of the invention. The purpose of the prototype was to provide a visual demonstration to a selected group of Master Spas sales representatives and dealers of a product offering. The demonstration was planned to be held at the Master Spas headquarters on June 5, 2000.

(4) Following the meeting on June 5, 2000, work continued diligently until a fully operating production prototype of the theater spa system was completed and successfully tested. The prototype was completed in time for a sales meeting held November 6, 2000 at which it was shown to the entire Master Spas sales force.

(5) A brochure showing the completed, fully operating prototype of the theater spa system was prepared in anticipation of the sales meeting of November 6, 2000 and at an industry-sponsored trade show in Orlando, Florida on November 8, 2000. The prototype was shown and operated at the trade show, and copies of the brochure were distributed at the sales meeting and the trade show. A copy of the brochure is attached as Exhibit A. The invoice of the printer of the aforementioned brochure evidencing completion of the work required to complete the brochure is attached as Exhibit B. Exhibits A and B constitute evidence of reduction to practice of the invention disclosed and claimed in

Application No. 60/670,854. As further evidence of a reduction to practice of the invention, a copy of a Master Spas STS/LSS Technical Training Manual is attached as Exhibit C. The manual of Exhibit C bears a date of January 12, 2001 and shows and describes the claimed features of the theater spa system.

(6) We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity to the application of any patent issued thereon.

11/9/06
Date
11/9/06
Date
11/10/06
Date
11/11/06
Date

Terry M. Valmassoi
Terry M. Valmassoi
Robert Lauter
Robert Lauter
Samuel K. Badiac
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Elmer C. Herbert
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QUAD COLOUR GRAPHICS

(219) 745-4938
3233 S. LAFAYETTE
FORT WAYNE, IN 46806

TO:

MASTER SPAS
6927 LINCOLN PARKWAY

FT. WAYNE, IN 46807

INVOICE

10765



SALESPERSON 54519

DATE OF INVOICE

11/07/00

SHIP TO

ACCOUNT NO.	DATE SHIPPED	SHIPPED VIA	COL.P.P.	F.O.B. POINT	TERMS	YOUR ORDER NUMBER	
	12/07/00				N/30		
QUANTITY	DESCRIPTION					UNIT PRICE	AMOUNT
	TRI-FOLD BROCHURE QTY 30000						7,098.00
	FILM & PROOFS						245.00
	ADD'L CHARGE FOR SKINK WRAP						198.00
							0.00
						TOTAL	7,541.00

DATE	12/7/00
A/C #	AMT.
7930	7541.00
APPROVED FOR PAYMENT	
/	
/	

Thank You

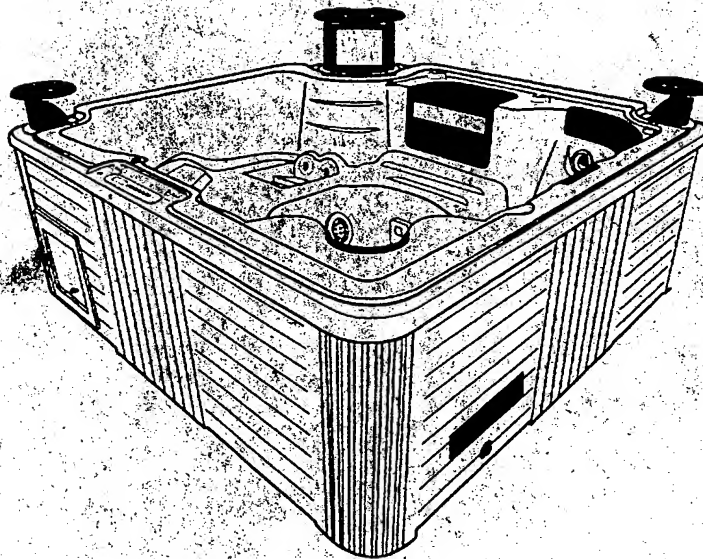
DATE	12/7/00
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7930	7541.00
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Thank You



MASTER SPAS

STS/LSS TECHNICAL TRAINING



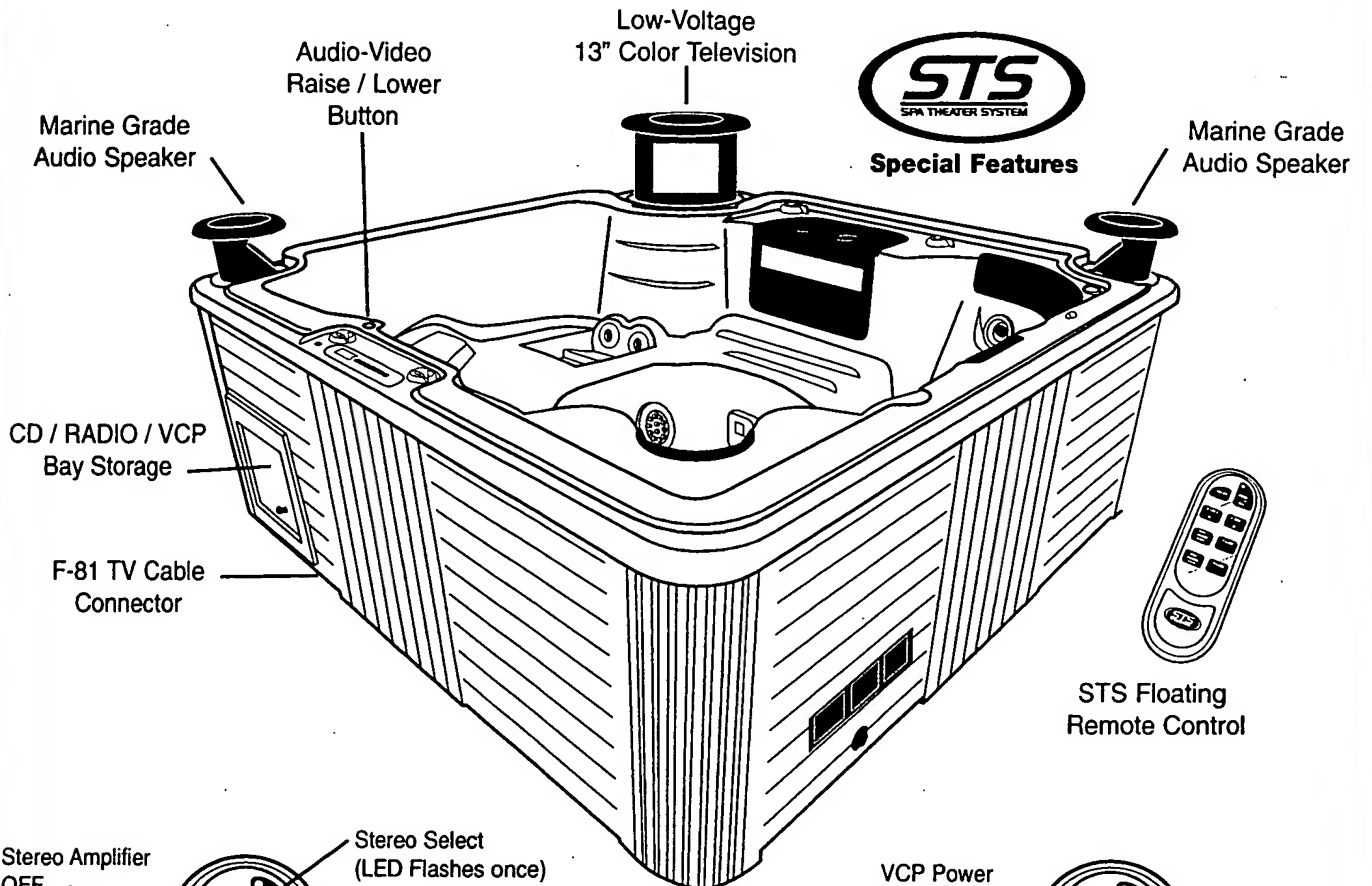
STS/LSS TECHNICAL TRAINING

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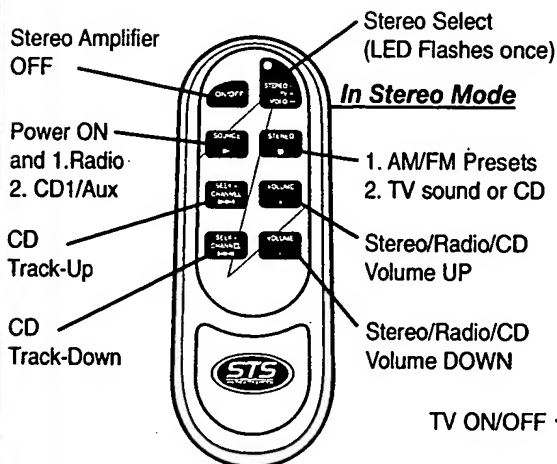
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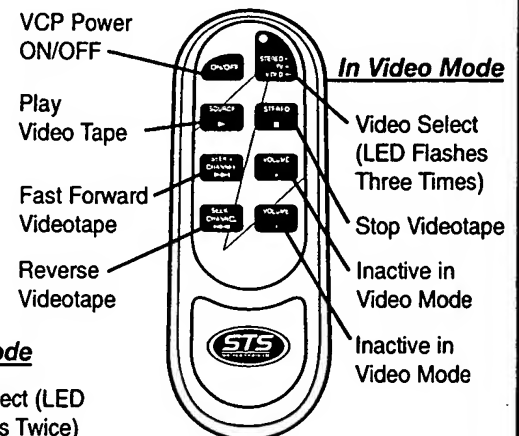
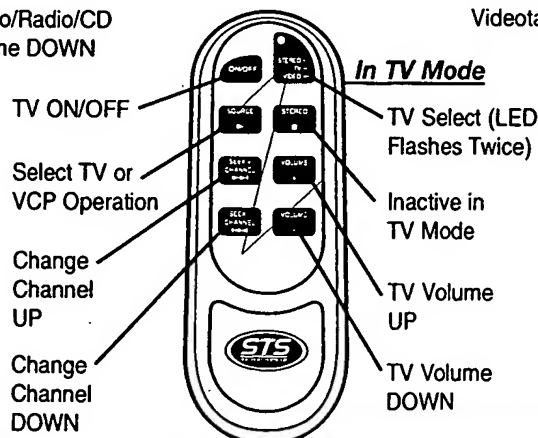
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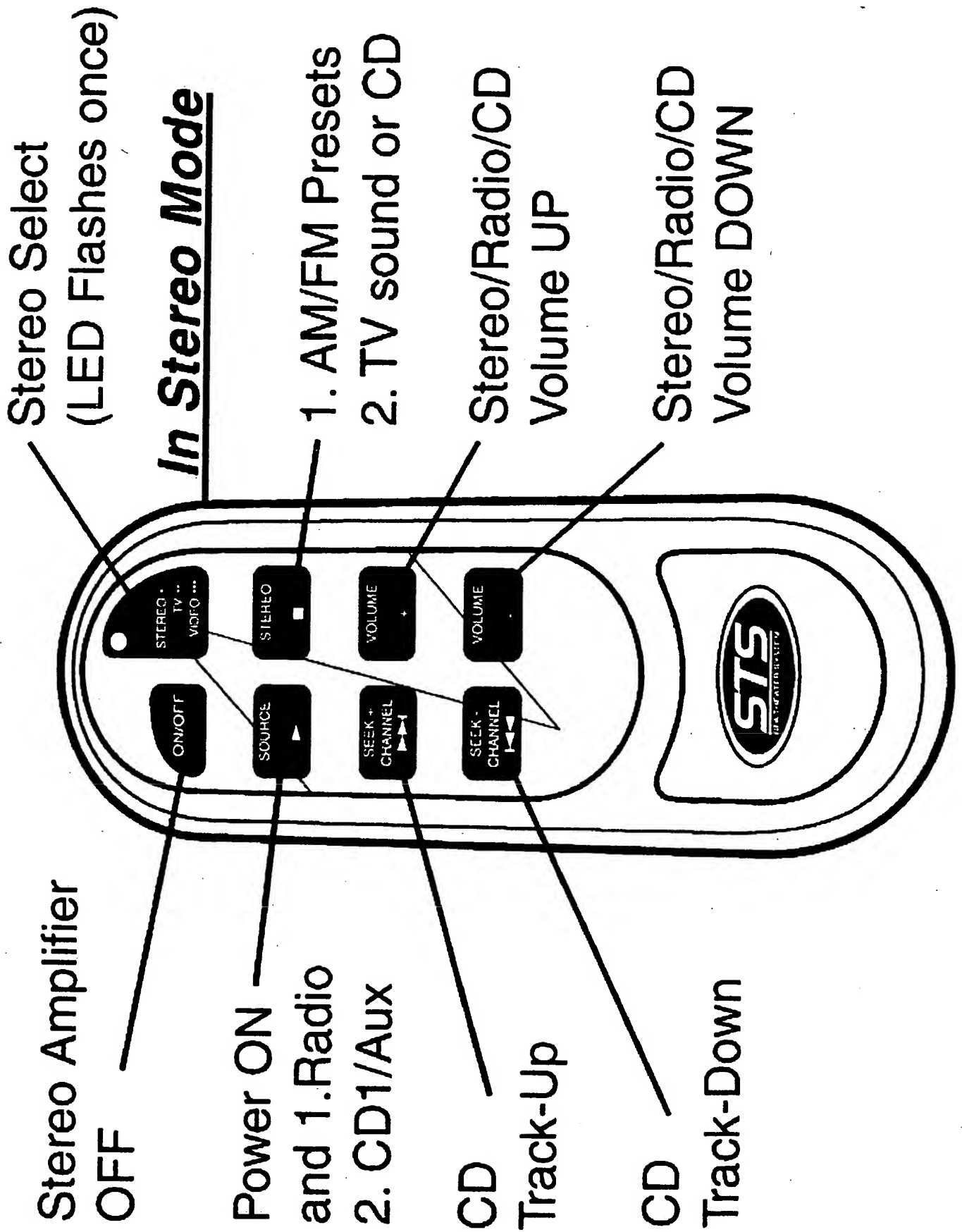


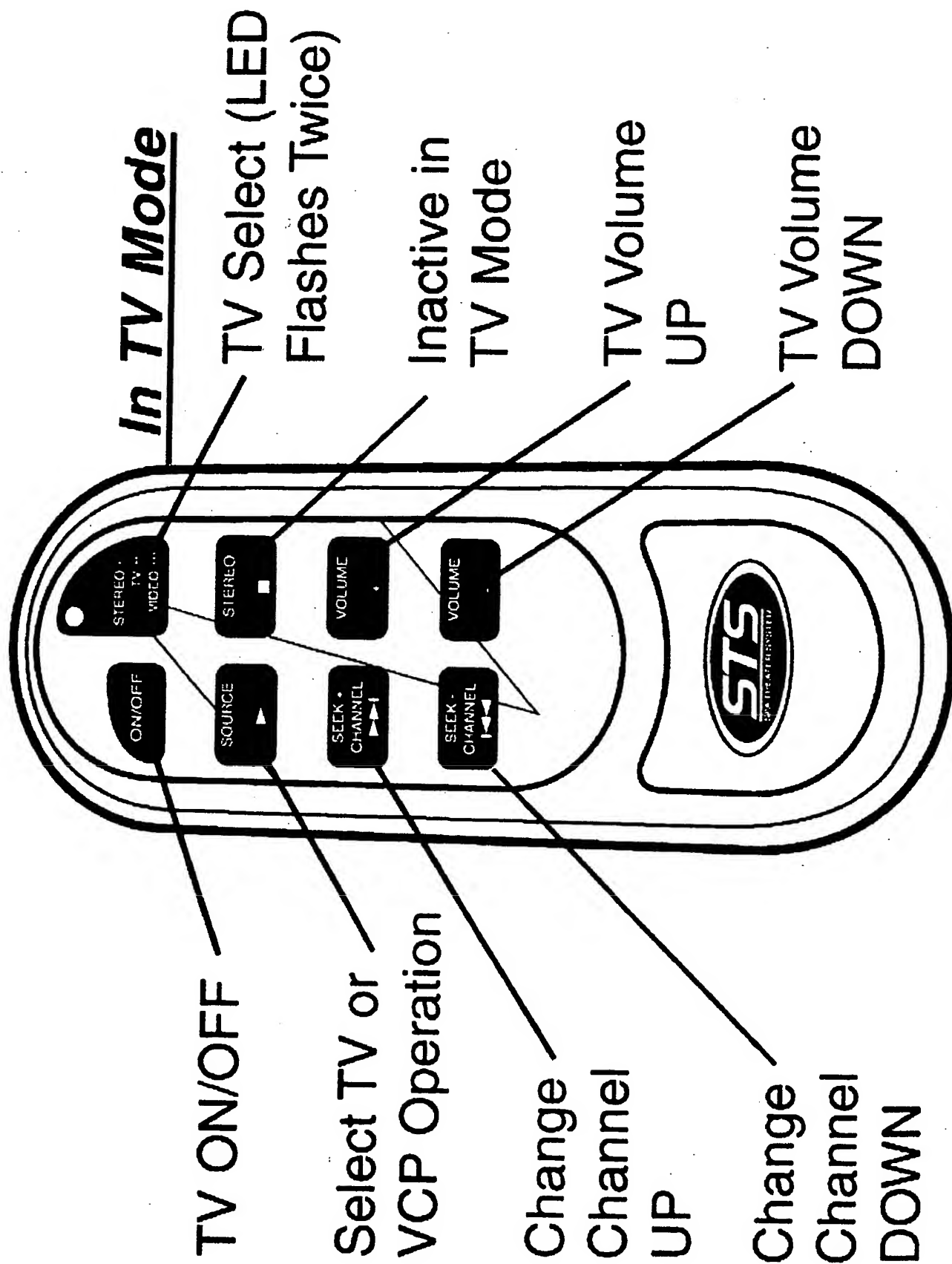
STS Floating Remote Control

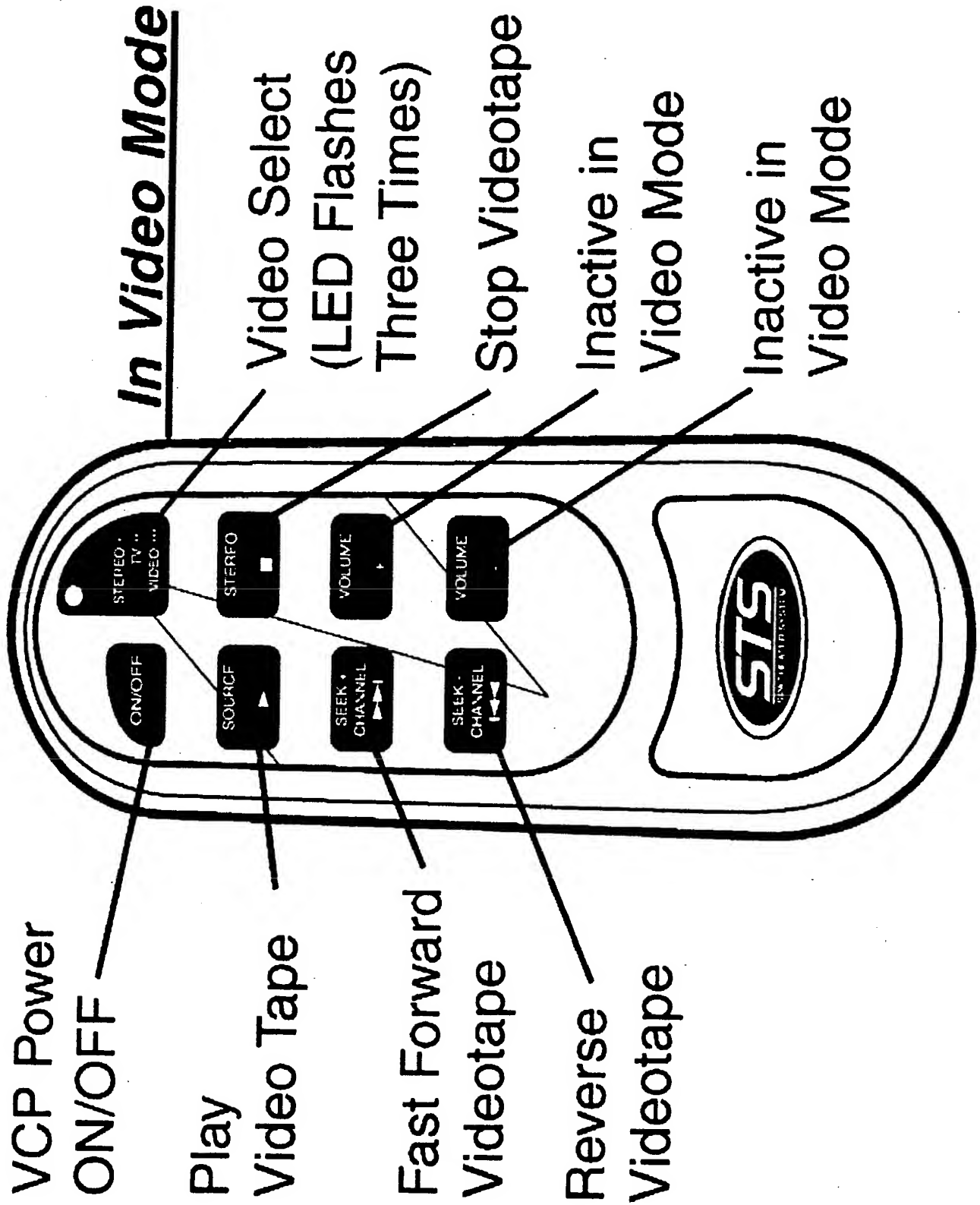


Floating Remote Control

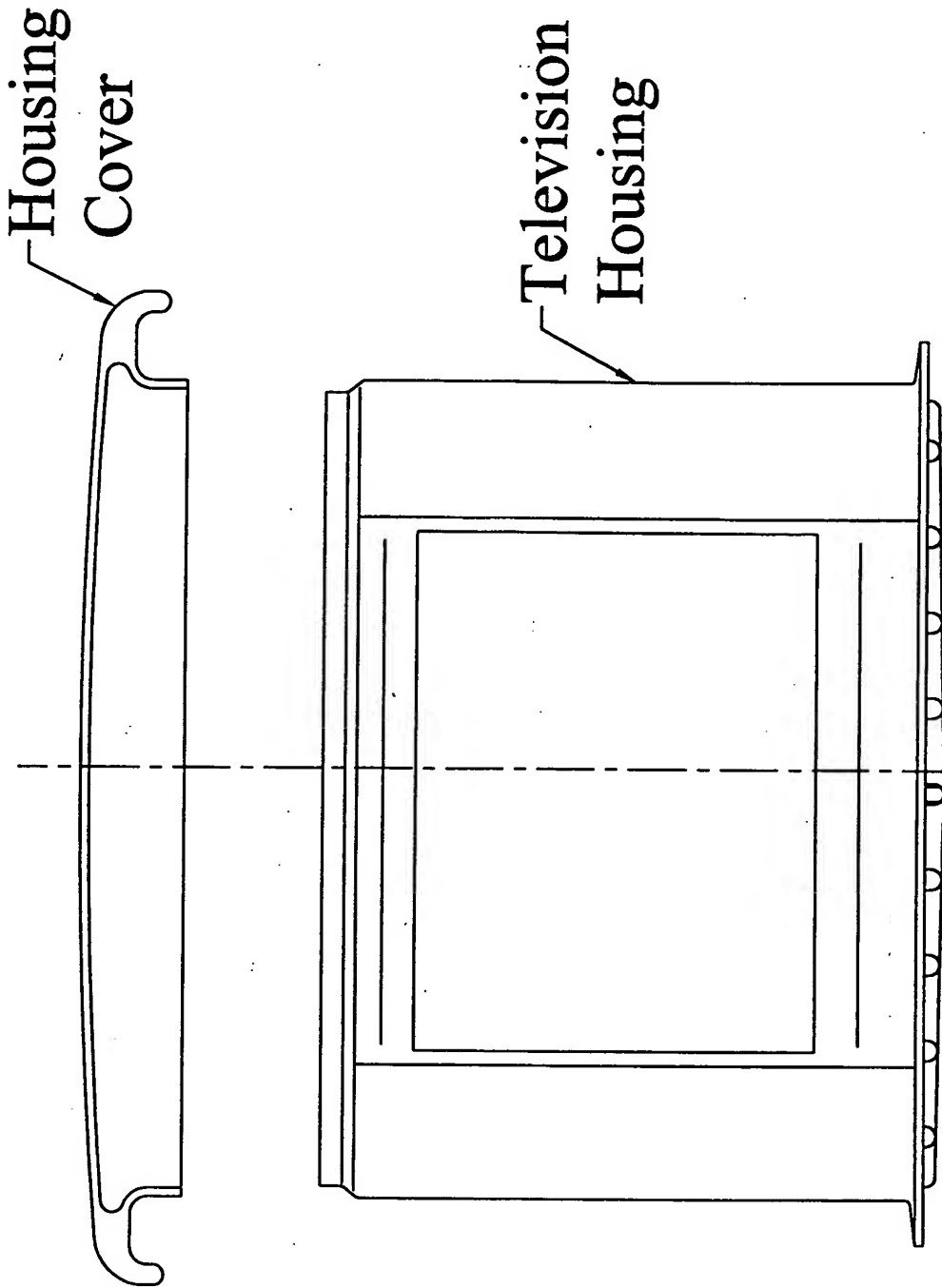








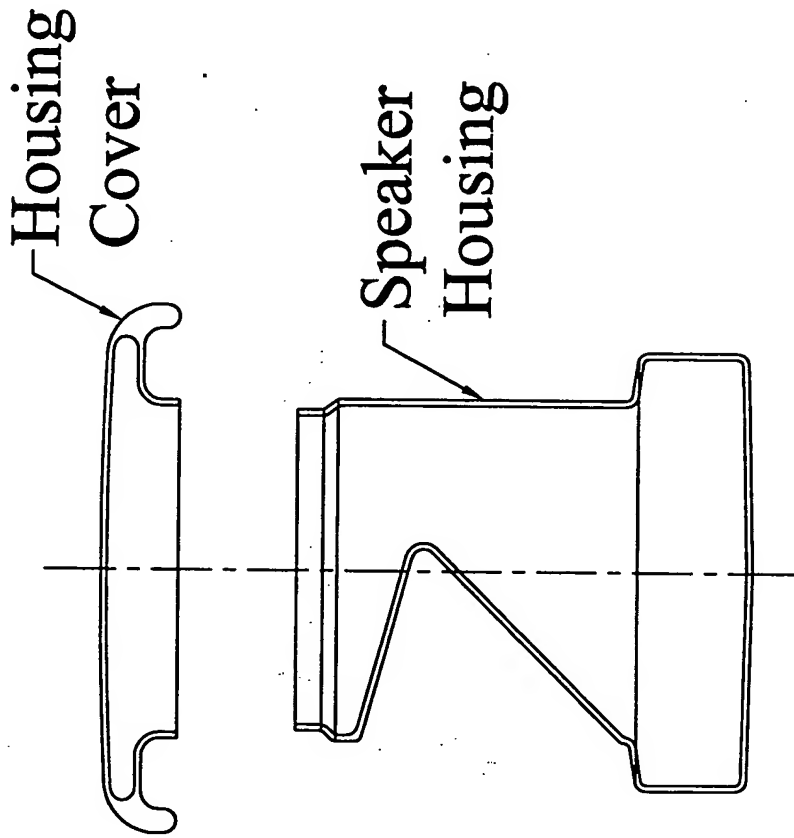
Television Housing



CONFIDENTIAL

This drawing is intended for the use of Master Spas Service Personell. DO NOT DUPLICATE OR DISTRIBUTE.

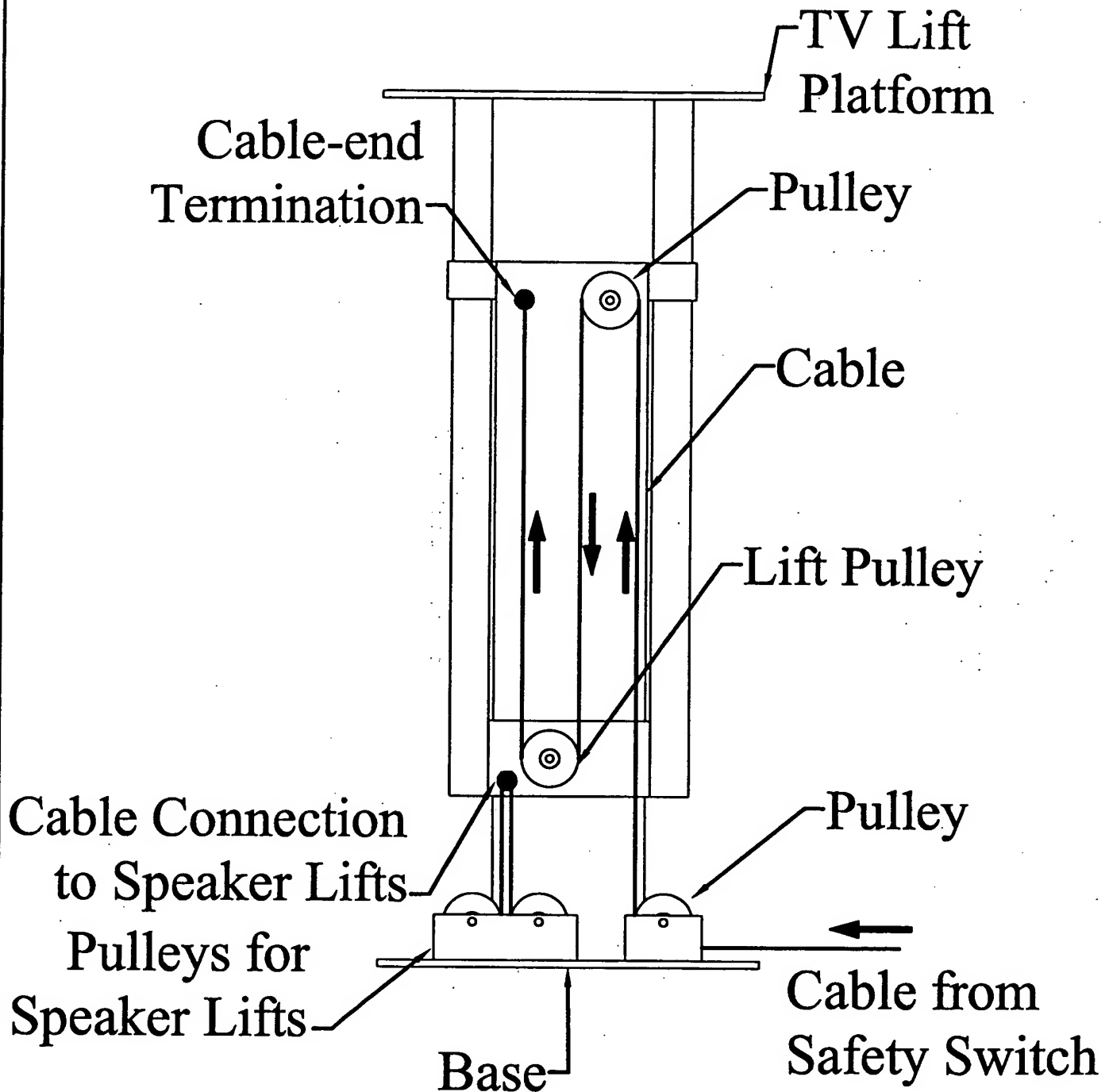
Speaker Housing



CONFIDENTIAL

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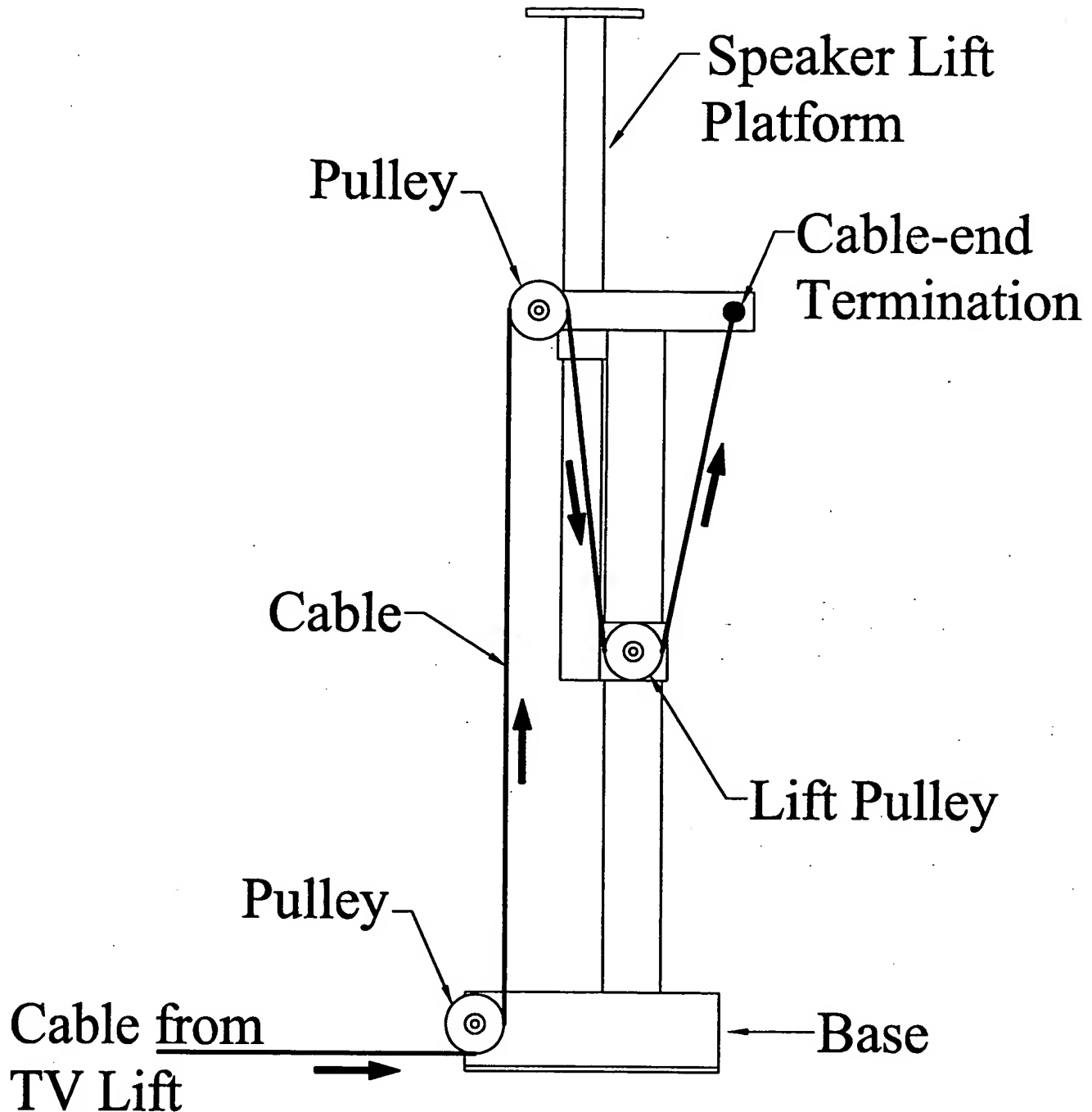
Television Lift Assembly



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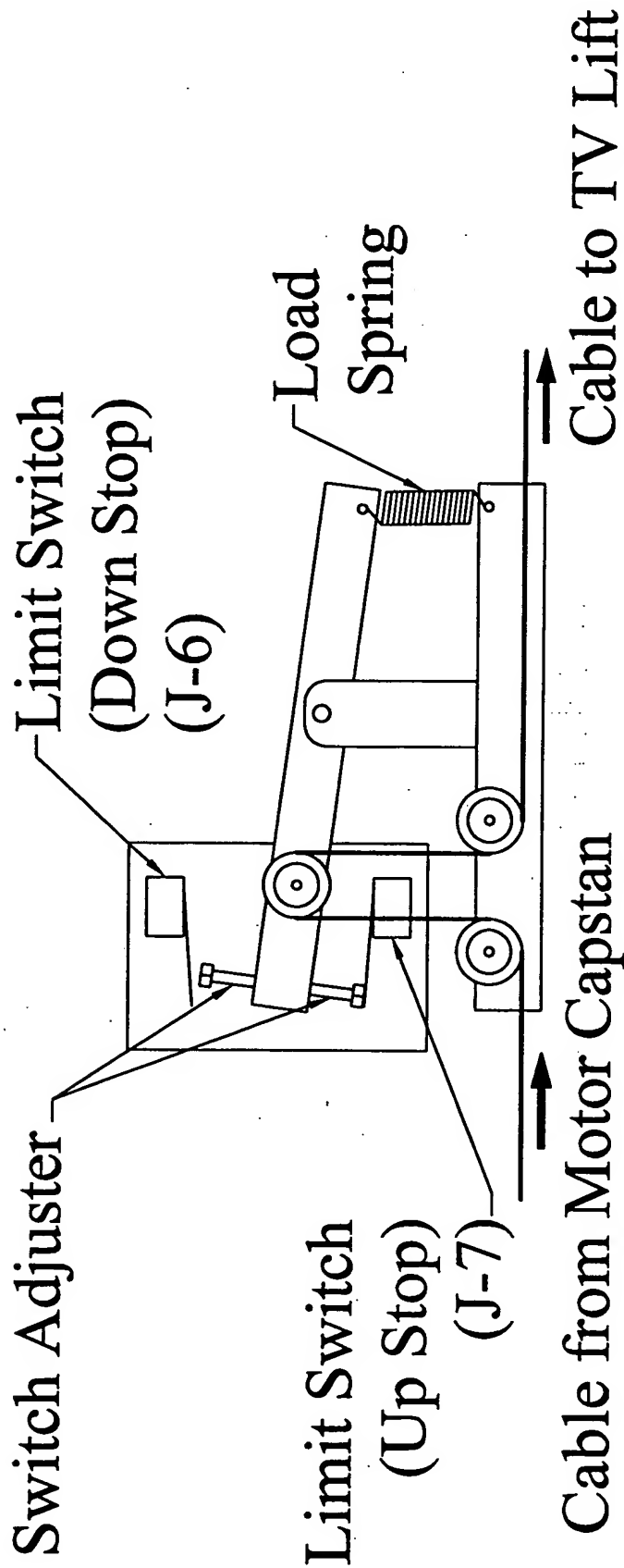
Speaker Lift Assembly



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Safety Switch Assembly



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STS Lift System Assembly

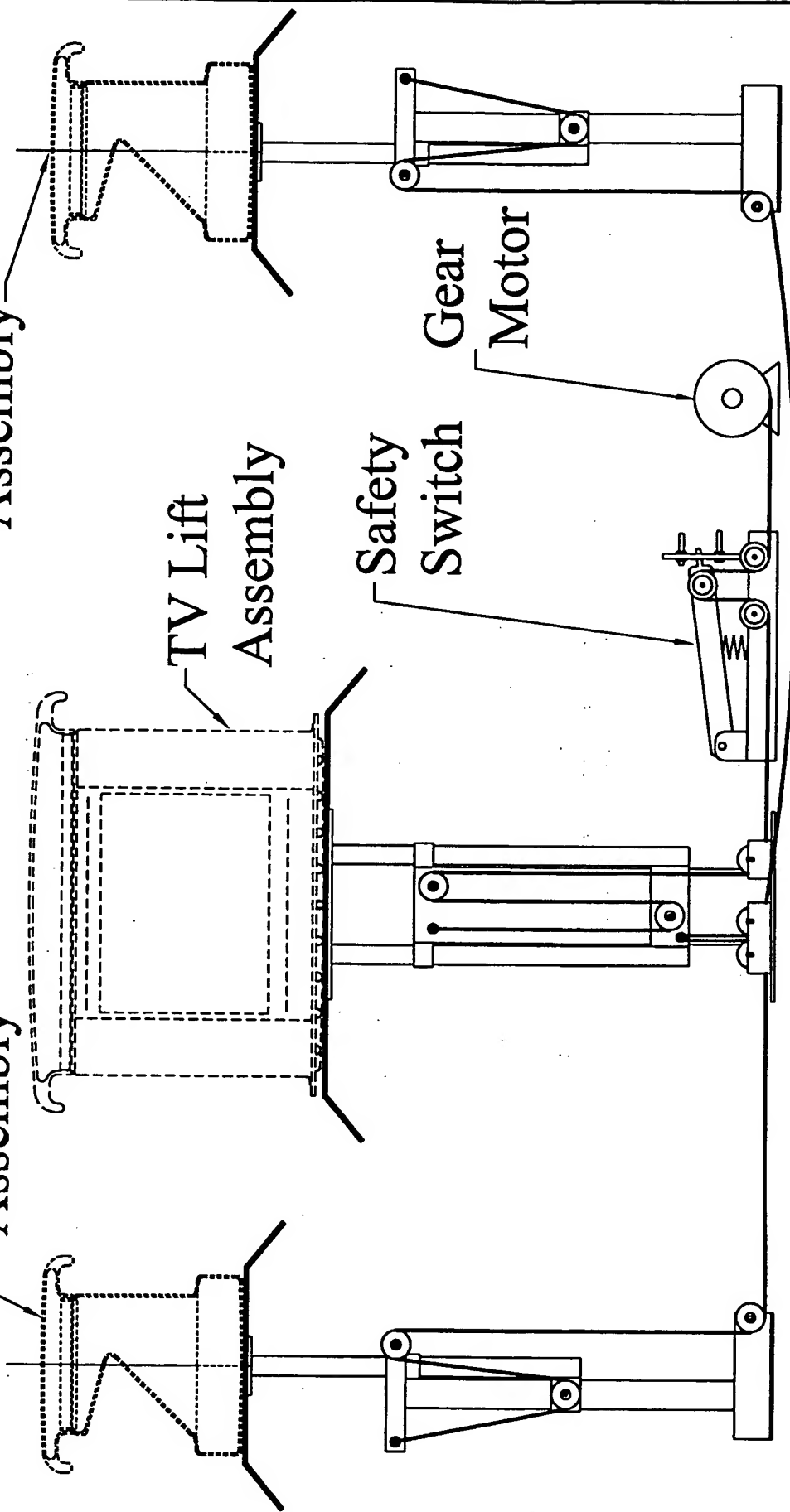
Speaker Lift
Assembly

Speaker Lift
Assembly

TV Lift
Assembly

Safety
Switch

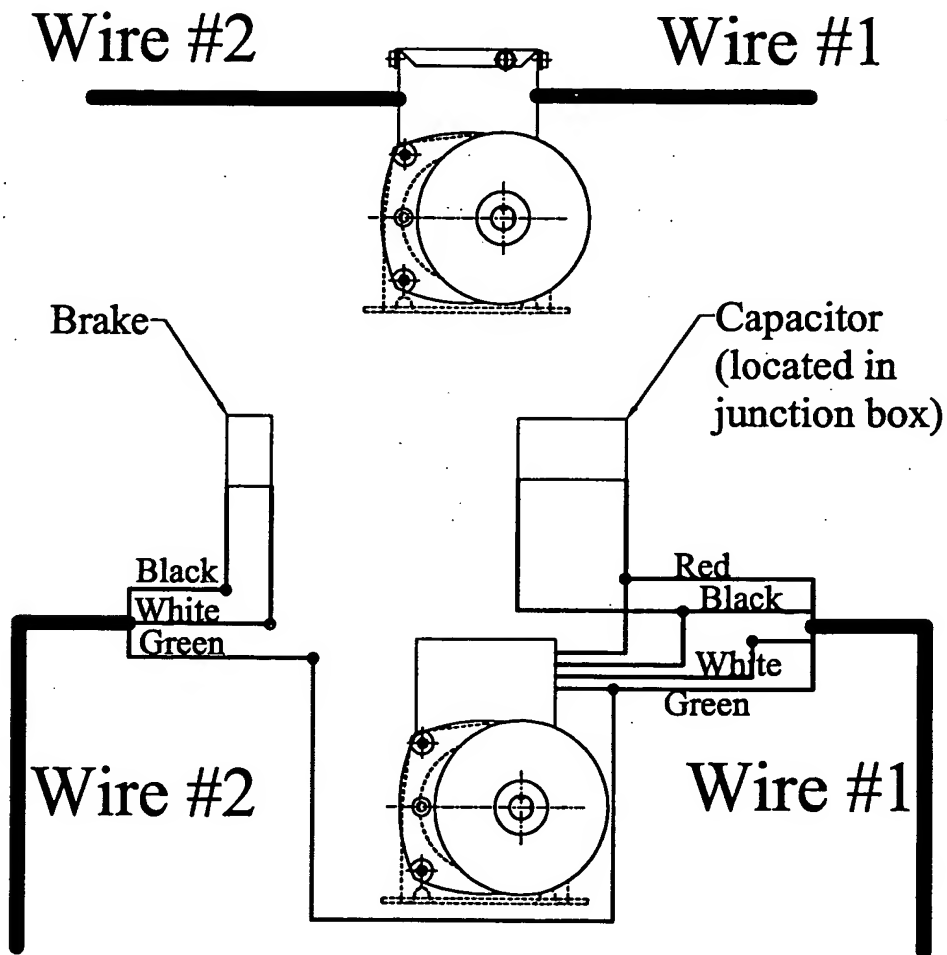
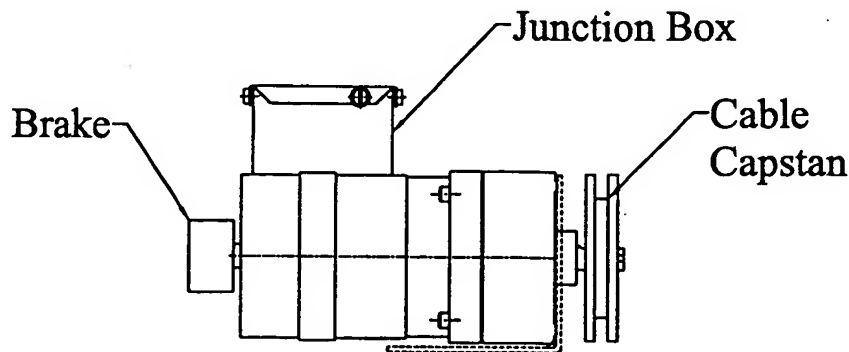
Gear
Motor



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Gear Motor Assembly



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STS/LSS PARTS LIST

PART #	DESCRIPTION	DEALER COST
X31005	STS Floating Remote	\$ 85.00
X55005	Speaker Enclosure W/Lid	\$ 46.20
X55010	TV Enclosure W/Lid	\$ 118.80
X55015	Stereo Enclosure	\$ 45.00
X55020	Stereo Enclosure Door Clear	\$ 37.50
X55100	ALTO 5" Marine Speaker Set	\$ 80.00
X55101	TV/Stereo Harness STS	\$ 40.00
X55101-1	STEREO Harness LSS	\$ 25.00
X55102	12" TV Coax Cable STS	\$ 8.25
X55103	SONY AUX - TV/Stereo Switch	\$ 104.00
X55105	TV 13" 12 Volt	\$ 228.80
X55107	Stereo Push Button Lock w/Finger	\$ 14.04
X55110	Stereo Sony 12 Volt STS	\$ 206.40
X55111	Stereo Sony 12 Volt LSS	\$ 193.60
X55112	Sony Remote - LSS	\$ 70.00
X55113	Sony Remote Cable 6	\$ 3.30
X55114	Y-Splice	\$ 3.30
X55115	VCP Sony 12 Volt	\$ 192.00
X55116	Sony VCP Bracket	\$ 2.25
X55130	DC Power Supply STS	\$ 98.75
X55135	#8 Screw 3/4 " Rnd Black STS-TV Scrn	\$.09
X55145	Gear Motor 120V	\$ 231.14
X55150	1 1/2 Aluminum Speaker Base - STS	\$ 74.50
X55150-1	1 1/2 Aluminum Speaker Base - LSS	\$ 74.50
X55155	4" Aluminum, TV Base	\$ 141.82
X55160	TV Screen Anti-Fog VISA Guard	\$ 44.25
X55001	Micro Switch	\$ 12.00
X55000	Cable Assembly	\$ 40.00